

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Andreas BASTECK  
 Serial No.: 10/550,920  
 For: DRIVE TRAIN FOR THE TRANSMISSION OF A VARIABLE POWER  
 International Filing Date: 25 March 2004  
 US Filing Date: 28 September 2005  
 Examiner: Not Yet Assigned  
 Art Unit: Not Yet Assigned  
 Confirmation No.: 1395  
 Customer No.: 27,623 Attorney Docket No.: WW042USU

**Mail Stop PCT  
 COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 Attention: DO/EO/US**

Sir:

**TRANSMITTAL OF MISSING PARTS OF APPLICATION AND  
 PAYMENT OF SURCHARGE UNDER 37 C.F.R. §1.16(e)**

Transmitted herewith are the following documents pertaining to the above-identified application:

- ☒ Declaration and Power of Attorney form executed by Andreas BASTECK;
- ☐ The undersigned attorney has verified that the applicant is entitled to a Small Entity Status;
- ☐ \_\_\_\_\_ Sheets of Formal Drawings;
- ☒ An Assignment of the Invention to: **VOITH TURBO GMBH & CO. KG.** including \$40.00 recordation fee and Assignment Recordation Cover Sheet;
- ☐ Information Disclosure Statement (Form - 1449);
- ☒ A copy of the Notification of Missing Requirements Under 37 U.S.C. 371;
- ☐ Preliminary Amendment; and

\_\_\_\_ Petition and Fee for Extension of Time (37 CFR 1.136(A)).

The Filing Fee is calculated below.

| CLAIMS AS FILED   |                     |                     |             |                              |
|---|---------------------|---------------------|-------------|------------------------------|
| (1)<br>For  | (2)<br>Number Filed | (3)<br>Number Extra | (4)<br>Rate | (5)<br>Basic Fee<br>\$300.00 |
| Total Claims  | 13 - 20 =           | 0                   | x \$50.00   | \$                           |
| Independent Claims  | 2 - 3 =             | 0                   | x \$200.00  | \$                           |
| Multiple<br>Dependent Claim Fee   |                     | x \$360.00 = \$0.00 |             |                              |
| SEARCH FEE  |                     | \$500.00            |             |                              |
| EXAMINATION FEE   |                     | \$200.00            |             |                              |
| NATIONAL STAGE APPLICATION SIZE<br>FEE (\$250 FOR EACH ADDITIONAL<br>50 SHEETS OVER 100 SHEETS) |                     | \$                  |             |                              |
| TOTAL FILING FEE  |                     | \$PAID              |             |                              |
| 1/2 FILING FEE FOR SMALL ENTITY   |                     | \$                  |             |                              |

☒ A check in the amount of \$ 170.00 to cover the surcharge (\$130) and assignment recordation fee (\$40) is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

August 28, 2006  
Date

  
Charles N.J. Ruggiero  
Attorney for Applicant(s)

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08/31/2006 MKAYPAGH 00000048 10550920

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**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EV895201832US**, service under 37 CFR §1.10 and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attention: DO/EO/US on August 28, 2006.

Suzanne Lombardo  
(Typed name of person mailing paper)

  
(Signature of person mailing paper)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

|                             |                       |                  |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/550,920                  | Andreas Basteck       | WW042USU         |

|                               |
|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
|-------------------------------|

PCT/EP04/03143

|                  |               |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 03/25/2004       | 03/31/2003    |

27623

OHLANDT, GREELEY, RUGGIERO & PERLE, LLP  
 ONE LANDMARK SQUARE, 10TH FLOOR  
 STAMFORD, CT 06901

CONFIRMATION NO. 1395

371 FORMALITIES LETTER



\*OC000000019921529\*

Date Mailed: 08/08/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/28/2005
- Copy of the International Search Report filed on 09/28/2005
- Copy of IPE Report filed on 09/28/2005
- Copy of Annexes to the IPE filed on 09/28/2005
- Preliminary Amendments filed on 09/28/2005
- Information Disclosure Statements filed on 09/28/2005
- U.S. Basic National Fees filed on 09/28/2005
- Specification filed on 09/28/2005
- Claims filed on 09/28/2005
- Abstracts filed on 09/28/2005
- Drawings filed on 09/28/2005

**RECEIVED**  
**AUG 11 2006**  
 OHLANDT, GREELEY,  
 RUGGIERO & PERLE, LLP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Additionally the following defects have been observed:

- Annexes have not been entered because the annexes is in a foreign text.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/550,920                  | PCT/EP04/03143                | WW042USU         |